

10/516842

174.1040

DT12 Rec'd PCT/PTC 03 DEC 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Application of: Hasdi MATARASSO
Serial No.: To Be Assigned
International
Appl. No.: PCT/IL03/00478
Filed: June 4, 2003
For: **INFLATABLE CELLULAR CUSHIONING
MATERIAL HAVING A BRICK LIKE FORMATION**

MAIL STOP: PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

December 3, 2004


LETTER RE: PRIORITY

Sir:

Applicants hereby claim priority from U.S. Patent Application No. 60/385,607 filed June 5, 2002, through International Application No. PCT/IL03/00478 filed June 4, 2003.

Respectfully Submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By: 
Morey B. Wildes
Reg. No. 36,968

Davidson, Davidson & Kappel, LLC
485 Seventh Avenue, 14th Floor
New York, New York 10018
(212) 736-1940

10/516842
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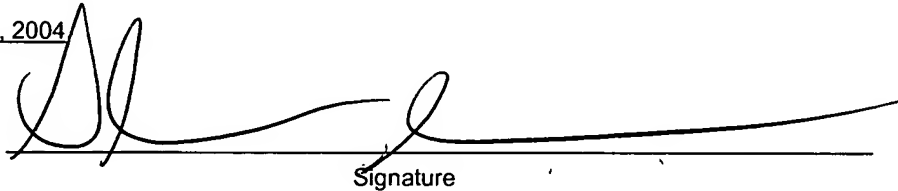
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Re.: Docket No.: 174-1040
Applicant(s): Hasdi MATARASSO
Serial No.: National Phase of International App. No. PCT/IL03/00478
Invention: INFLATABLE CELLULAR CUSHIONING MATERIAL HAVING A BRICK LIKE FORMATION
Filing Date: June 4, 2003

- Transmittal Letter to the US DO/EO re filing under 35 U.S.C. 371 (2 pages);
- Copy of Published International Application No. PCT/IL03/00478 (WO 03/104103 A1) (26pages)
- Copies of International Search Report (4 pages) and International Preliminary Examination Report (8 pages);
- Information Disclosure Statement (1 page) with Form PTO-1449 (1 page) and FR 87107;
- Preliminary Amendment (5 pages);
- Application Data Sheet (2 pages);
- Letter re Priority (1 page);
- Check in the amount of \$425.00

This collection of information is required by 37 CFR 1.10. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 174.1040 U.S. APPLICATION NO. (if known see 37 C.F.R. 1.5) 10/516842 To be Assigned
INTERNATIONAL APPLICATION NO. PCT/IL03/00478	INTERNATIONAL FILING DATE 4 June 2003	PRIORITY-DATE CLAIMED 5 June 2002
TITLE OF INVENTION INFLATABLE CELLULAR CUSHIONING MATERIAL HAVING A BRICK LIKE FORMATION		
APPLICANT(S) FOR DO/EO/US Hasdi MATARASSO		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☐ This is an express request to promptly begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☒ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ A English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☒ An Application Datasheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:
 - Copies of International Search Report (4 pgs) and International Preliminary Examination Report (8 pgs);
 - Letter re Priority (1 pg);
 - Return Receipt Postcard

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U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.50) 10/516842	INTERNATIONAL APPLICATION NO. PCT/IL03/0478	ATTORNEY'S DOCKET NO. 174.1040
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21. <input checked="" type="checkbox"/> The following fees are submitted	CALCULATIONS PTO USE ONLY																																																	
BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO..... \$1110.00 International preliminary examination fee (37 C.F.R. 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO..... \$950.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... \$790.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4)..... \$750.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;">ENTER APPROPRIATE BASIC FEE AMOUNT =</td> <td style="width:50%; text-align: right;">\$950.00</td> </tr> <tr> <td>Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).</td> <td style="text-align: right;">\$</td> </tr> <tr> <td> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:20%;">CLAIMS</th> <th style="width:20%;">NUMBER FILED</th> <th style="width:20%;">NUMBER EXTRA</th> <th style="width:20%;">RATE</th> <th style="width:20%;"></th> </tr> <tr> <td>Total Claims</td> <td>20 - 20 =</td> <td>0</td> <td>x \$18.00</td> <td style="text-align: right;">\$0.00</td> </tr> <tr> <td>Independent Claims</td> <td>1 - 3 =</td> <td>0</td> <td>x \$88.00</td> <td style="text-align: right;">\$0.00</td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td>+ \$300.00</td> <td style="text-align: right;">\$</td> </tr> <tr> <td colspan="4">TOTAL OF ABOVE CALCULATIONS =</td> <td style="text-align: right;">\$950.00</td> </tr> </table> </td> <td style="text-align: right;">\$</td> </tr> <tr> <td><input checked="" type="checkbox"/> Applicant claims small entity status. See 37 C.F.R. 1.27. The fees indicated above are reduced by 1/2.</td> <td style="text-align: right;">\$425.00</td> </tr> <tr> <td style="text-align: right;">SUBTOTAL =</td> <td style="text-align: right;">\$425.00</td> </tr> <tr> <td>Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).</td> <td style="text-align: right;">\$</td> </tr> <tr> <td style="text-align: right;">TOTAL NATIONAL FEE =</td> <td style="text-align: right;">\$425.00</td> </tr> <tr> <td>Fee for recording the enclosed assignments (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property</td> <td style="text-align: right;">\$</td> </tr> <tr> <td style="text-align: right;">TOTAL FEES ENCLOSED =</td> <td style="text-align: right;">\$425.00</td> </tr> <tr> <td></td> <td> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:50%;">Amount to be refunded:</td> <td style="width:50%; text-align: right;">\$</td> </tr> <tr> <td>charged:</td> <td style="text-align: right;">\$</td> </tr> </table> </td> </tr> </table>	ENTER APPROPRIATE BASIC FEE AMOUNT =	\$950.00	Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:20%;">CLAIMS</th> <th style="width:20%;">NUMBER FILED</th> <th style="width:20%;">NUMBER EXTRA</th> <th style="width:20%;">RATE</th> <th style="width:20%;"></th> </tr> <tr> <td>Total Claims</td> <td>20 - 20 =</td> <td>0</td> <td>x \$18.00</td> <td style="text-align: right;">\$0.00</td> </tr> <tr> <td>Independent Claims</td> <td>1 - 3 =</td> <td>0</td> <td>x \$88.00</td> <td style="text-align: right;">\$0.00</td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td>+ \$300.00</td> <td style="text-align: right;">\$</td> </tr> <tr> <td colspan="4">TOTAL OF ABOVE CALCULATIONS =</td> <td style="text-align: right;">\$950.00</td> </tr> </table>	CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		Total Claims	20 - 20 =	0	x \$18.00	\$0.00	Independent Claims	1 - 3 =	0	x \$88.00	\$0.00	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$300.00	\$	TOTAL OF ABOVE CALCULATIONS =				\$950.00	\$	<input checked="" type="checkbox"/> Applicant claims small entity status. 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a. <input checked="" type="checkbox"/> A check in the amount of \$425.00 to cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 50-0552 . A duplicate copy of this sheet is enclosed. d. <input type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.																																																		

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO: Davidson, Davidson & Kappel, LLC 485 Seventh Avenue, 14th Floor New York, NY 10018 (212)-736-1940 Dated: December 3, 2004	<div style="text-align: center;"> SIGNATURE </div> <div style="text-align: center;"> Morey B. Wildes NAME </div> <div style="text-align: center;"> 36,968 REGISTRATION NUMBER </div>
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